

30097. Geri-Pep capsules, Nutri-Kings tablets, and Hi-42 capsules. (F.D.C. No. 50687. S. Nos. 109-406/8 A.)

QUANTITY: 33 100-capsule btl. of Geri-Pep capsules, 8 540-tablet btl., 10 180-tablet btl., and 10 360-tablet btl. of Nutri-Kings tablets, and 4 65-capsule btl. of Hi-42 capsules, at Cincinnati, Ohio.

SHIPPED: Between 1-1-63 and 9-29-64, the Geri-Pep capsules from Worcester, Mass., by Brewer & Co., the Nutri-Kings tablets from Franklin Park, Ill., by Health Food Jobbers, Inc., and the Hi-42 capsules from New York, N.Y., by Sherman Foods, Inc.

LABEL IN PART: (Btl.) "Spatz' Geri-Pep Vitamin B Complex with Liver, Iron, Folic Acid, Inositol, Choline, Rutin, Vitamin B-12 and Minerals Indications: A special dietary supplement * * * Spatz Better Foods For Better Health Distributors * * * Cincinnati 2, Ohio * * * Folic Acid 0.5 mg. * * * Dose: One capsule daily"; (btl.) "Nutri-Kings Food Supplement * * * Vitamin K (Menadione) 1 mg. * * * Iodine (Potassium Iodide) 0.6 mg. Fluorine * * * 0.5 mg. * * * Universal Nutrition, Inc. Dist New York 13, N.Y."; and (btl.) "Hi-42 A dietary supplement of high potency vitamins of the B-Complex group and vitamin C coupled with Iron and Copper and the Lipotropic Factors, plus Desiccated liver in a synergistic combination. Distributed by Tropical House Corp. New York 13, N.Y. Directions * * * Provides Folic Acid 0.25 mg. * * * Desiccated Liver N.F. 178 mg. * * * Inositol 25 mg. dl-Methionine 25 mg. * * * Choline Dihydrogen Citrate 25 mg."

LIBELED: 10-26-64, S. Dist. Ohio.

CHARGE: 402(a)(2)(C)—while held for sale, the Geri-Pep capsules and the Hi-42 capsules contained the food additive folic acid and the Nutri-Kings tablets contained the food additives menadione, iodine, and fluorine, which food additives were unsafe within the meaning of 409, since they and their use and intended use were not in conformity with a regulation or exemption; 403(a)—when shipped, the labeling of the Geri-Pep capsules was false and misleading in that the listings and references in the labeling of the article as to the inclusion in the article of the ingredients choline dihydrogen citrate, inositol, dicalcium phosphate, magnesium sulfate, potassium sulfate, and rutin suggested and implied, contrary to fact, that the nutritional value of the article was enhanced by the presence therein of these ingredients; and in that the label statement "The Need for Calcium Pantothenate * * * potassium, magnesium, copper and manganese in human nutrition has not been determined," was false and misleading, since the need in human nutrition for these ingredients had been established; 403(a)—when shipped, the labeling of the Nutri-Kings tablets was false and misleading in that the listing and references in the labeling of the article as to the inclusion in the article of the ingredients choline dihydrogen citrate, dl-methionine, inositol, biotin, para-aminobenzoic acid, magnesium, rutin, potassium, zinc, chlorophyllins, lemon bioflavonoid complex, alfalfa leaves, kelp, parsley, zein, soy beans and watercress, suggested and implied, contrary to fact, that the nutritional value of the article was enhanced by the presence therein of these ingredients; in that the label statement the "Need in human nutrition has not been established" as applied to calcium pantothenate, zinc, and manganese, was false and misleading, since the need in human nutrition for these ingredients had been established; in that the label statement "Need in human nutrition established but no MDR established" as applied to niacinamide was false and misleading since the minimum daily requirement for niacinamide had been established; and in

that the label statements of the proportions of the minimum daily requirements for vitamins A and B₂ supplied by the article was false and misleading since they were contrary to fact; 403(a)—when shipped, the labeling of the Hi-42 capsules was false and misleading in that the listing and references in the labeling of the article as to the inclusion in the article of the ingredients desiccated liver, inositol, dl-methionine, and choline dihydrogen citrate, suggested and implied, contrary to fact, that the nutritional value of the article was enhanced by the presence therein of these ingredients; in that the statement "Need in human nutrition has not been established" as applied to calcium panthothenate was false and misleading, since the need in human nutrition for calcium panthothenate had been established; and in that the label statements of the proportion of the minimum daily requirement for vitamin B₁ was false and misleading since it was contrary to fact; and 403(j)—when shipped, the Nutri-Kings tablets and Hi-42 capsules purported to be and were represented as foods for special dietary use by reason of their vitamin content and their labels failed to bear such information concerning their dietary properties as the Secretary had determined to be, and by regulations prescribed as, necessary in order fully to inform purchasers as to their value for such uses, since the label of the Nutri-Kings tablets failed to bear, as regulations require, a statement of the proportion of the minimum daily requirements for vitamins A and B₂ and niacinamide supplied by such food when consumed in a specified quantity during a period of one day, and the label of the Hi-42 capsules failed to bear a statement of the proportion of the minimum daily requirement for vitamin B₁ supplied by such food when consumed in a specified quantity during a period of one day.

DISPOSITION: 12-11-64. Default—destruction.

MISCELLANEOUS FOODS

30098. Corn husks. (F.D.C. No. 50907. S. No. 65-499 A.)

QUANTITY: 27 60-lb. bales at Norwalk, Calif.

SHIPPED: Between 10-19-64 and 12-3-64, from San Antonio, Tex., by Max Feed Store, Oscar's Tomatoes, and Mendez Produce.

LIBELED: 12-31-64, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects and moldy corn husks when shipped.

DISPOSITION: 1-21-65. Default—destruction.

30099. Corn husks. (F.D.C. No. 50896. S. No. 64-564 A.)

QUANTITY: 7 unlabeled and 1 labeled 50-lb. bales at San Diego, Calif.

SHIPPED: 11-12-64, from Mexico, by unknown shipper.

LABEL IN PART: (Bale) "Corn Husk Product of Mexico Produced in State of Nayarit Hoja De Primera DLD 6-6-63."

LIBELED: 12-23-64, S. Dist. Calif.

CHARGE: 402(a)(3)—contained insects, insect excreta, and insect-damaged corn husks when shipped.

DISPOSITION: 1-25-65. Default—destruction.

30100. Corn husks. (F.D.C. No. 50919. S. No. 120-221 A.)

QUANTITY: 8 unlabeled bales, each containing approximately 58 lbs., at Los Angeles, Calif.